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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/614,852	07/12/2000	Karen R. Kluttz	RSW-00-0021	2541
7590 01/29/2004				
Theodore Naccarella Esq Synnestvedt & Lechner LLP 2600 Aramark Tower 1101 Market Street Philadelphia, PA 19107-2950		EXAMINER CHUONG, TRUC T		
		ART UNIT PAPER NUMBER		
		2174		
		DATE MAILED: 01/29/2004		

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Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

09/614,852

Applicant(s)

KLUTTZ ET AL.

Examiner

Truc T Chuong

Art Unit

2174

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 30 October 2003.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-29 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-29 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. §§ 119 and 120

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☐ All b) ☐ Some \* c) ☐ None of:  
1. ☐ Certified copies of the priority documents have been received.  
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  
\* See the attached detailed Office action for a list of the certified copies not received.
- 13) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.  
a) ☐ The translation of the foreign language provisional application has been received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_\_ 6) ☐ Other: \_\_\_\_\_

### DETAILED ACTION

1. This communication is responsive to Amendment B, filed 09/17/03.
2. Claims 1-29 are pending in this application. Claims 1 and 21 are independent claims. In Amendment B, claims 1, 21, and 26-29 are amended. This action is a Non-Final Rejection.

#### *Claim Rejections - 35 USC § 102*

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims 1-29 are rejected under 35 U.S.C. 102(b) as being anticipated by Lucus et al.  
(U.S. Patent No. 5,613,134).

As to claim 1, Lucus teaches a method of providing an interface with displayable computer files on a computer display, said method comprising the steps of:

1. displaying a first displayable file on said computer display in a manner customized by an operator of said computer (col. 4 lines 7-24, col. 5 lines 11-15, line 56-col. 6 line 3, col. 7 lines 1-35, and customizing a document, col. 20 line 43-col. 21 line 19);
2. storing data indicating a value of at least one attribute of the manner in which said first file was displayed associated with data indicating a type of said first file (col. 5 lines 11-15, line 56-col. 6 line 3, col. 6 line 60-col. 7 line 35);

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3. when the next file of the type of said first file is opened by an operator for display, accessing said stored data indicating said value of said at least one attribute (col. 10 lines 23-53, col. 11 lines 17-38, parameters, col. 18 lines 45-64); and

4. displaying said next file using said value of said at least one attribute having the same value of said attribute as said first file (col. 9 lines 15-26, col. 10 lines 23-54, and figs. 1-3).

As to claim 2, Lucus teaches storing the value when the first file is closed by an operator (when the user closes a document, the document will be stored into a repository, col. 3 lines 1-5).

As to claim 3, it is individually similar in scope to claim 2 above; therefore, rejected under similar rationale.

As to claim 4, Lucus teaches a time selected by said operator (the user can set time, col. 21 lines 37-40).

As to claim 5, Lucus teaches a size of a window (position and size, col. 6 lines 55-67).

As to claims 6 and 7, Lucus teaches a position of a said window (col. 5 line 56-col. 6 line 3, position and size, col. 6 lines 55-67).

As to claims 8 and 9, Lucus shows a file name extension of said first file and multiple extensions (cols. 18 lines 45-64).

As to claim 10, Lucus teaches reading table to determine said attribute (FIND tool to retrieve all files with given extension, col. 18 line 45-col. 19 line 37).

As to claim 12, it is similar in scope to claim 1 above except displaying a second displayable file simultaneously with said first file (display simultaneously, col. 11 lines 8-38, figs. 1-3).

As to claim 13, note the rejection of claims 12 and 2 above.

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As to claim 14, note the rejection of claims 1, 12 and 13 above.

As to claim 15, note the rejection of claim 2 above.

As to claim 16, note the rejection of claim 3 above.

As to claim 17, note the rejection of claim 4 above.

As to claim 18, note the rejection of claim 5 above.

As to claim 19, note the rejection of claim 6 above.

As to claim 20, note the rejection of claim 7 above.

As to claim 21, it is a computer product claim that corresponds to the method of claim 1.

Note the rejection of claim 1.

As to claim 22, it is a computer product claim that corresponds to the method of claim 2.

Note the rejection of claim 2 above.

As to claim 23, it is a computer product claim that corresponds to the method of claim 8.

Note the rejection of claim 8 above.

As to claim 24, it is a computer product claim that corresponds to the method of claim 11.

Note the rejection of claim 11 above.

As to claim 25, it is a computer product claim that corresponds to the method of claim 12.

Note the rejection of claim 12 above.

As to claim 26, Lucas teaches the method of claim 12 wherein said relationship comprises said first and second files having file names with names with identical first portions (file matching and common file type, col. 18 lines 45-65).

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As to claim 27, Lucus teaches the method of claim 26 wherein said file names each comprise a first part and an extension part and wherein said file types are dictated by said extension part and said first part comprises said first portion (col. 18 lines 45-65).

As to claim 28, it is individually similar in scope to claim 26; therefore, rejected under similar rationale.

As to claim 29, it is individually similar in scope to claim 27; therefore, rejected under similar rationale.

### ***Response to Arguments***

5. Applicant's arguments with respect to claims 1-29 have been considered but are moot in view of the new ground(s) of rejection.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Truc T Chuong whose telephone number is 703-305-5753. The examiner can normally be reached on M-Th and alternate Fridays 8:30 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kristine L. Kincaid can be reached on 703-308-0640. The fax phone number for the organization where this application or proceeding is assigned is 703-746-7239.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-3900.

Truc T. Chuong

01/23/04

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